

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Agricultural Marketing Department – Departmental proceedings against Sri M. Siva Reddy, the then Asst.Executive Engineer(M), O/o Executive Engineer(M), Kadapa and Presently working as Deputy Executive Engineer(M), Nizamabad for allegation of negligence in transmitting the Demand Draft worth Rs.25,000/- to the A.M.C., Tirupati under Rule 20 of A.P.Civil Services(CCA)Rules, 1991 – Article of Charge Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No. 1318

Dated: 17-09-2010

ORDER:

It is proposed to hold an inquiry against the said Sri M. Siva Reddy, the then Asst. Executive Engineer(M), O/o Executive Engineer(M), Kadapa and Presently working as Deputy Executive Engineer(M), Nizamabad in accordance with the procedure laid down in Rule 20 of A.P.Civil Services(CCA)Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I). A list of documents by which and a list of witnesses by whom the article of charge is proposed to be sustained are also enclosed (Annexure II and III).

3. Sri M. Siva Reddy, Deputy Executive Engineer(M), Nizamabad is directed to submit his written statement of defence within 15 days of the receipt of this orders.

4. Sri M. Siva Reddy, Deputy Executive Engineer(M), Nizamabad is further informed that an inquiry will be held only in respect of those article of charge as is not admitted. He should, therefore, specifically admit or deny the article of charge.

5. Sri M. Siva Reddy, Deputy Executive Engineer(M), Nizamabad is further informed that if he does not submit his written statement of defence on or before the date specified in Para (3) above or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P.Civil Services(CCA)Rules, 1991 or the orders/directions issued in pursuance of the said rules, the inquiry authority may hold the inquiry against him exparte and further action will be proceeded based on the material available.

6. The attention of Sri M. Siva Reddy, Deputy Executive Engineer(M), Nizamabad is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri M. Siva Reddy, Deputy Executive Engineer(M), Nizamabad is aware of such representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K. R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M. Siva Reddy,
The then Asst. Executive Engineer(M),
O/o Executive Engineer(M), Kadapa and
Presently working as Deputy Executive Engineer(M), Nizamabad.
(Through: Commissioner and Director of Agricultural Marketing, A.P., Hyderabad)

Copy to:-
The Commissioner and Director of Agricultural Marketing, A.P., Hyderabad.
(with a request to serve the copy and send dated acknowledgment)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

**THE ARTICLE OF CHARGE AGAINST SRI M. SIVA REDDY,
DEPUTY EXECUTIVE ENGINEER(M), NIZAMABAD**

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Article of Charge: “That Sri M. Siva Reddy, while working as Asst. Executive Engineer, O/o Executive Engineer(M), Kadapa had committed certain irregularities in transmitting the Demand Draft worth Rs.25,000/- to the A.M.C., Tirupati in time. He kept nearly two years with him the Demand Draft No. GK 353901, dt.22-10-2002 for an amount of Rs.25,000/- towards deposit amount and deposited on 25-09-2004 even though he received the Demand Draft on 22-10-2002 by that time the validity of Demand Draft was over. This clearly shows his gross negligence in performing his official duties and thereby contravened Rule 3 of A.P.Civil Services(Conduct)Rules, 1964”.

BASIS : The Vigilance & Enforcement Department vide its Alert Note No.116, dt.10-11-2004, inter alia, has reported that due to non-occupation of the shops by the trader, the AMC, Tirupati has incurred loss of an amount of Rs.5,54,400/-(Rs.300 x 22 x 84 months) towards rent from 8/97 to 8/04 and the expenditure of Rs.15,81,609/- incurred on the construction of 22 shops has become infructuous. It is further reported that Demand Draft bearing No.GK 353901, dt.22-10-2002 for Rs.25,000/- issued by Vysya Bank Limited, Tirupati was not transmitted along with Agreement and relevant papers to the Secretary, AMC, Tirupati by the Executive Engineer(M), Kadapa after concluding the agreement. Sri Siva Reddy, Asst. Executive Engineer, O/o Executive Engineer(M), Kadapa is responsible for the negligence in not transmitting the Demand Draft promptly to Secretary, A.M.C. The Vigilance & Enforcement Department, inter alia, recommended for initiating deterrent disciplinary action for major penalty against Sri M. Siva Reddy, Asst. Executive Engineer, O/o Executive Engineer, Kadapa for the negligence in not transmitting the Demand Draft bearing No. GK 353901, dt.22-10-20023 for Rs.25,000/- promptly to the Secretary, A.M.C., Tirupati.

Government, while furnishing a copy of Alert Note No.116, dt.10-11-2004, have requested to the Commissioner & Director of Agricultural Marketing, Hyderabad to initiate disciplinary action against the erring officials for which he is competent and send draft articles of charges in respect of the officials with which Government are competent besides taking action on the other recommendations of the Vigilance & Enforcement Department. In this regard, the Commissioner & Director of Agricultural Marketing, Hyderabad has requested the Joint Director of Marketing, Kadapa to submit detailed report on the findings of the V&E report. The Joint Director of Marketing, Kadapa has submitted his report to the Commissioner & Director of Agricultural Marketing, Hyderabad, inter alia, stating that the Executive Engineer(M), Kadapa received Bank Draft bearing No.GK 353901, dt.22-10-2002 from Contractor. The Bank Draft was sent to the Secretary, AMC, Tirupati very lately by that time the validity period was over and fresh Bank Draft for Rs.25,000/- was obtained and credited to AMC funds. Sri M. Siva Reddy, Asst. Executive Engineer(M), Kadapa is held responsible for sending the Bank Draft very late to AMC, Tirupati.

**K. R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT**

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ANNEXURE-II

**LIST OF DOCUMENTS ON THE BASIS OF WHICH THE ARTICLE OF CHARGE FRAMED
AGAINST SRI M. SIVA REDDY, DEPUTY EXECUTIVE ENGINEER(M), NIZAMABAD**

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- 1) Alert Note No.116, dt.10-11-2004 of General Administration(V&E)Dept.
- 2) Lr.No.A1/493/2004, dt.25-05-2005 of the Joint Director of Marketing, Kadapa.
- 3) Lr.No.A1/493/2004, dt.06-02-2007 of the Joint Director of Marketing, Kadapa.

**K. R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT**

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ANNEXURE-III

**LIST OF WITNESSES BY WHOM ARTICLE OF CHARGE FRAMED AGAINST
SRI M. SIVA REDDY, DEPUTY EXECUTIVE ENGINEER(M), NIZAMABAD**

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--Nil--

**K. R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT**

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